# IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 452 OF 2005

PRADEEP J. KAUNTE, BARDEZ, GOA. ....Petitioner

Versus

ASST. REGISTRAR OF CO-OP. SOCIETIES AND 4 ORS., ....Respondents

Shri S.M.Volvoikar with Mr. R. Castro, Advocates for the Petitioner.
Shri S.R. Rivonkar,Advocate for the Respondent No.2.

Coram:- D. D. SINHA &
N. A. BRITTO, JJ.

Date:- 29th November, 2005

P.C.:

Heard Shri Volvoikar, learned counsel for the petitioner and Shri S.Rivonkar, learned counsel for the Respondent No.2.

In the Writ Petition the petitioner is seeking directions to the respondent No.1 to take up the proceedings registered as Misc. Appln. No.1/2003/Misc.Coop.Act and decide the same on its own merit according to law within the stipulated period.

The learned counsel for the respondent No.2-Bank states that the Bank has already issued public notice for sale of the property in question and states that the said sale is scheduled tomorrow and if the sale proceedings are completed in favour of the purchaser, the Bank shall inform the purchaser that the sale is subject to the result of the proceedings before the respondent No.1 hereinabove.

In the backdrop of the above referred facts and in the interest of justice, respondent No.1 is directed to decide the aforesaid proceedings on its own

merit and as per procedure applicable in this regard as early as possibe and in any case not beyond the period of eight weeks from the date of receipt of this Order. Since the learned counsel for respondent No.2 has made a statement referred to hereinabove, no further order is necessary.

With these observations and directions the Writ Petition is disposed of.

D. D. SINHA, J.

N. A. BRITTO, J.

sl.